

FORM TO BE USED BY A PRISONER IN FILING A COMPLAINT
UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. §1983

UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE

Ronald E. Proctor Jr.

(Enter above the full name of the plaintiff in this action)

Plaintiff:
% Boston ETAL,
% Watson

PLA NO: 04-1441-JJF.

Defendant(s):
Off. Atkinson

(Enter above the full name of the defendant(s) in this action)

*Formerly D-22-2002
Excluded*

MAJ. Joe Cunningham III
Added 4-1-05 Brian Engrem ETAL,

AMENDED: 4-1-05

L Previous lawsuits

- A. Have you begun other lawsuits in state or federal courts dealing with the same facts involved in this action or otherwise relating to your imprisonment?
YES [] NO []

- B. If your answer to A is yes, describe the lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline).

1. Parties to this previous lawsuit

Plaintiffs ABT

Defendants ABT

2. Court (if federal court, name the district; if state court, name the county)

E!OK!3. Docket number Mirr.4414

4. Name of judge to whom case was assigned _____

5. Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?)

6. Approximate date of filing lawsuit _____

7. Approximate date of disposition _____

II. A. Is there a prisoner grievance procedure in this institution? Yes [] No []B. Did you present the facts relating to your complaint in the state prisoner grievance procedure? Yes [] No []

C. If your answer is YES,

1. What steps did you take? Said Ce-ex has w/dissig
-1 way issue2. What was the result? NOTING

D. If your answer is NO, explain why not _____

E. If there is no prison grievance procedure in the institution, did you complain to prison authorities? Yes [] No []

F. If your answer is YES,

1. What steps did you take? wrote FA. A3 Dept of
JUSTICE Gov. Miner's office2. What was the result? Refused AN IN ACTION

III. Parties

(In item A below, place your name in the first blank and place your present address in the second blank. Do the same for additional plaintiffs, if any.)

A. Name of Plaintiff

Ronald E. Proctor Jr.

Address

1181 Reddick Rd Smyrna GA 30080

(In item B below, place the full name of the defendant in the first blank, his official position in the second blank, and his place of employment in the third blank. Use item C for the names, positions, and place of employment of any additional defendants.)

B. Defendant

G. BOSTON GO WATSON SGT WASHINGTO
is employed as
All Employee of G.W.S.H.C. Inc.

C. Additional Defendants

To be filled in accordance
G. BOSTON AGENT CUNNINGHAM III
1 Dr John Doe

IV. Statement of Claim

(State here as briefly as possible the facts of your case. Describe how each defendant is involved. Include also the names of other persons involved, dates, and places.

Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph.

Use as much space as you need. Attach extra sheet if necessary.)

① On 11-10-2002 I Injured & Broken
Down Right Hand as a direct result of
Excessive Use of force by G. BOSTON AGENT WATSON
and SGT Washington and by and allowed a 200
pound G. BOSTON to jump & close into my Person
to prevent my Body from coming out as G.
WATSON did pull my Body through by holding
me onto the floor of the Police station

P.L.
Court Street at Plain

- ② Q/C Boston Slammed the Cell door
into my Right Shoulder area AS he
was pulling my Right arm out of Cell
- ③ ~~in A MANNER THAT WAS INTENDED TO CAUSE~~
harm and Sgt. Washington did stand by
and allow this to happen!
- ④ THEREAFTER De- ~~President~~
and Major Cunningham had me put ON
strip Cell Naked SEE ATTACHED EXHIBIT
from 11-10-02 TO 11-27-03 AND BOTH
- ⑤ ITM's And C/Q's observed this and know
Major Cunningham did TEAR A MEMORANDUM
MEMO TO DO SO AS RETENTIONARY NEED TO
BREAK OF my Cell door TO Prevent
Further Injuries. By C/Q's.
- ⑥ SEE ATTACHED AFFIDAVIT OF PLAINTIFF EXHA-1
- ⑦ SEE ATTACHED US OFFICE OF JUSTICE AND INST.
CRIES. showing CASE IS IMMEDIATE DANGER EXCEPT
EXHIBITS B(1) thru B-6

⑤ Beion Engen for Removal of Any Thing
from my Job from 2-3-05 to DATE 04-14

V. Relief

(State briefly exactly what you want the court to do for you. Make no legal arguments.)

Cite no cases or statutes.)

\$500.00 for Travel & Lodging

Signed this

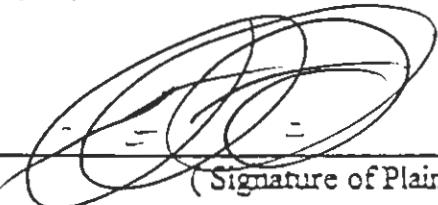
31 day of October, 202004

(Signature of Plaintiff)

I declare under penalty of perjury that the foregoing is true and correct.

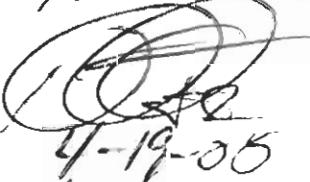
10-31-04

Date



(Signature of Plaintiff)

Amended 4-1-05
4-19-05

Ronald E. Foster Jr.
RONALD E. FOSTER JR.

4-19-05

State of Delaware

County of New Castle

Affidavit
Date

AFFIDAVIT

I, Ron Parker, being first duly sworn deposed and say, under the pains and penalties of perjury, that the statement is a true and correct recollection of what occurred on the above date herein set forth, to wit, 11-27-02, located in the Delaware Correctional Center, Smyrna, Delaware, in that I was a part of or witnessed the incident described herein. I would clearly state under penalty of perjury of the laws of the State of Delaware.

From 11-12-02 To 11-27-02 I Was

Held in Isolation Unit 18CH-5 for during this time I had 2-3 Exposures to Daily ANT BITES ATTACKS BITES. I Report Numerous Incidents To 12-S Shift into Write Incident Reports / Work Orders ETC.

for 15 day The Exposure Was Not Cured And Aggravated upon My Person.

All of my requests to be Moved or Prevented from further Bites Attacks were NOT Responded And All This Was Done As the It's on All 5 Shifts At Gridis At Welcome -

I Was Sleep on Mattress on The Floor With NO Buffer of Bed From
Floor of Cement of Floor
The Temps Were 32°'s All Day
Every Day

Print Name
Delaware Correctional Center
Smyrna, Delaware 19977

SWORN TO AND SUBSCRIBED before me this 12 day of April, 2002

My Commission Expires:

Exhibit A John P. Parker

State of Delaware 38
County of New Castle 38

A. E. Clerk's Office
Ronald E. Roettger Jr.

Re: Case No. 04-1441-JJF

STATEMENT

I, Ronald E. Roettger Jr. under Oath of Oyer
The foregoing is True and Correct as the Penalties of
Oyerway.

- 1) I AM PLAINTIFF IN Roettger v. Best Metal,
Case No. 04-1441, AND I HAVE INCURRED PERSONAL INJURY IN
THE INCIDENT OF EXCESSIVE USE OF FORCE AGAINST MY
PERSON BY THE DEFENDANTS IN THE ACTION BEFORE THIS COURT.
- 2) THAT DEFENDANTS IN THE ACCERATED
CASE BEFORE THIS COURT PRESENT AN IMMINENT HANCOCK
EXCEPTION AND THE ALLEGATIONS CONCERNED THEREIN UNDER
SHOW EXCESSIVE USE OF FORCE WAS USED AND I SUSTENED
PERSONAL INJURY AS A DIRECT RESULT THEREOF.
- 3) I AM INDIGENT AND I CANNOT PAY
THE COST OF THESE PROCEEDINGS, AND I AM ENTITLED TO
RELIEF.

Under the Oath of Oyerway
The foregoing is TRUE AND CORRECT
This 1ST day of April 2005.

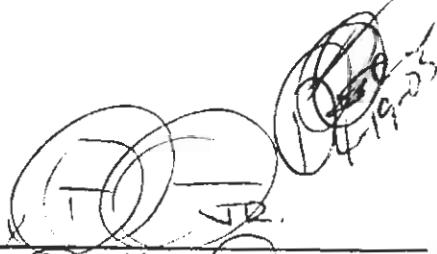

Ronald E. Roettger Jr.
1161 Cheldeka Rd
Smyre PA 199-9619
23 U.S.C.A. § 1716

Exhibit "A"-1

U.S. Department of Justice



United States Attorney's Office
District of Delaware

1/1
1/2
1/2

Chase Manhattan Centre
1201 Market Street, Suite 1100
P.O. Box 2046
Wilmington, Delaware 19899-2046

(302) 573-6177 Ext. 156
FAX (302) 573-6229

December 19, 2002

Via First Class U.S. Mail

Ronald Proctor, Jr.
Delaware Correction Center
SBI No. 1633750
1181 Paddock Road
Smyrna, DE, 19977

RE: FOIA Request

Dear Mr. Proctor:

All FOIA requests directed to this office must be forwarded to the Executive Office for United States Attorney's in Washington. I am, therefore, forwarding your request of December 19, 2002, to that office.

If you have any questions, they should be directed to:

The FOIA Unit
BICN Bldg., Room 7100
600 E. Street, N.W.
Washington D.C. 20530

Very truly yours,

COLM F. CONNOLLY
United States Attorney

By:

Patricia C. Hannigan
Assistant United States Attorney

PCH:cm

cc: EOUSA/FOIA-PA Unit

Exhibit B

INTERNAL AFFAIRS UNIT

December 18, 2002

M E M O R A N D U M

TO: Inmate Ron Proctor
SBI #163750
Delaware Correctional Center

FROM: James J. Lupinetti, Director *ff*
Internal Affairs Unit

SUBJECT: Your Letter of Complaint

Upon review of your letter, I must inform you that I find no cause for an internal Affairs investigation.

This matter is being forwarded to Ronald Drake, Institutional Investigator, D.C.C. A decision on your letter will be rendered at the institutional level.

JL:en

CC: Misc. #M061 File ✓

1 of 1

B-1

LAW OFFICES

JAMES M. MULLIGAN, JR.
ARTHUR G. CONNOLLY, JR.
RUDOLF E. HUTZ
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PAUL E. CRAWFORD
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TELEPHONE (302) 658-3141
FACSIMILE (302) 658-5614

www.cbbilaw.com

WASHINGTON OFFICE
Suite 800
1990 M Street NW
WASHINGTON, DC 20036-3425
TELEPHONE: (202) 331-7111
FACSIMILE: (202) 293-8229

December 20, 2002

Ron Proctor
SBI # 63750, Unit 19DL
Delaware Correctional Center
1181 Paddock Road
Smyrna, DE 19977

Dear Mr. Proctor:

I was court-appointed to represent Ken Reeder. I am not available to take another case at the present time.

Sincerely,



Arthur G. Connolly, Jr.

AGCjr:jac

ARTHUR G. CONNOLLY
PA BAR MEMBER
—
WERNER H. HUTZ
DC BAR
1944-1970
JANUAR D. SCOTT, JR.
1940-1991
—
COUNSEL
CRAIG B. YOUNG, DC & VA BAR*
WILLIAM E. LAMBERT, II, PA BAR
M. EDWARD SANBERG
WAYNE C. GAESCHKE, NY BAR
WILLIAM J. BERGMANN, PA BAR*
SUSAN E. SHAW MABEE, DC BAR*
—
MATTHEW P. BOYER
CHRISTINE M. HANSEN
THOMAS F. POOCHE, DC BAR*
MICHAEL L. LOVITZ, PA BAR
OLEH V. BILINSKY
JUDITH M. JONES
JAMES M. CLASEN
ERIC J. EVAIN
GREGORY J. WEINIG
DANIEL C. MULVENY
MICHELLE McMAHON
CHRISTOS T. ADAMOPoulos
MAX B. WALTON
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JOSEPH BARRERA, DC BAR*
REDWING L. CLEVENGER, JR.
LIZA D. HORNIGRASS, PA BAR
MARK E. FREEMAN
THOMAS M. Rizzo, DC BAR
GWENDOLYN M. LACY
BRIAN J. HAIRSTON, VA BAR*
C. KEITH MCINTOSH, VA BAR*
ZHUN LU (NJ BAR)

* RESIDENT WASHINGTON OFFICE
DELAWARE BAR UNLESS OTHERWISE DESIGNATED

B-2

U.S. Department of Justice



United States Attorney's Office
District of Delaware

REC
12/26

Chase Manhattan Centre
1201 Market Street, Suite 1100
P.O. Box 2046
Wilmington, Delaware 19899-2046

(302) 573-6277 Ext. 156
FAX (302) 573-6220

December 19, 2002

Via First Class U.S. Mail

Ronald Proctor, Jr.
Delaware Correction Center
SBI No. 1633750
1181 Paddock Road
Smyrna, DE, 19977

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600 E. Street, N.W.
Washington D.C. 20530

Very truly yours,

COLM F. CONNOLLY
United States Attorney
By.
Patricia C. Hannigan
Assistant United States Attorney

PCH:cm

cc: EOUSA/FOLA-PA Unit

B-3

FORM #584

CLERK 7/2004

Inmate Copy

FACILITY:

DEC-SHU

DATE:

6-25-04

GRIEVANT'S NAME:

Ron Proctor

SBI#:

163250

CASE#:

4828

TIME OF INCIDENT:

6-24-04 9 AM

HOUSING UNIT:

21CL6

6/16
1:45 PM

BRIEFLY STATE THE REASON FOR THIS GRIEVANCE. GIVE DATES AND NAMES OF OTHERS INVOLVED IN THE INCIDENT OR ANY WITNESSES.

ON 6-24-04 I was given
 A 24 hour pass by inmate Dobrey Gedee
 By do Watson.

This is an illegal Report done
 In a friendly manner and not
 Correct. My door was locked
 CB Johnson and TM Brandon Alles

ACTION REQUESTED BY GRIEVANT:

Remove 24 from him CON(P2)

GRIEVANT'S SIGNATURE:

DATE:

6-25-04

WAS AN INFORMAL RESOLUTION ACCEPTED? (YES) (NO)

(COMPLETE ONLY IF RESOLVED PRIOR TO HEARING)

GRIEVANT'S SIGNATURE:

DATE:

IF UNRESOLVED, YOU ARE ENTITLED TO A HEARING BY THE RESIDENT GRIEVANCE COMMITTEE.

cc: INSTITUTION FILE
GRIEVANT

RECEIVED

April '97 REV

JUL 02 2004

B-4

Inmate Grievance Office

DCC Delaware Correctional Center
1181 Paddock Road
Smyrna, DE 19977

SUMMARY DISCIPLINARY REPORT

The following sanctions were imposed by Summary Disciplinary Action on the indicated:

Offender Name: Ronald Proctor

#: 00 143750

Institution: Delaware Correctional Center

Location: MHu 21 CL 4

Sanction Start Date: 6/23/04 Time: 1240 End Date: 6/24/04 Time: 1240

Violation Description: 200.108 Failure to obey

Sanctions Imposed:

Inmate's Signature

Staff Witness' Signature



Shift Supervisor Notified

1240
(Time)

Note: This goes out me in imminent danger.

Inmate Copy

CON C. 2 #1163

All I wanted this then she
denied me ~~to go~~ to go
out unless my case was
closed my door.

She did all of this
happily and STARTED
A PROSECUTION THAT I'M E-CESS
had ~~P~~ BREAK UP
BY STANDING BETWEEN
us.

